

# EXHIBIT A

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION

JOSHUA CHATWIN,

Plaintiff,

vs.

DRAPER CITY; OFFICER J.  
PATTERSON, in his  
individual and official  
capacity; OFFICER DAVID  
HARRIS, in his individual  
and official capacity;  
OFFICER HEATHER BAUGH, in  
her individual and  
official capacity; and  
JOHN DOES 1-10,

Defendants.

Case No. 2:14-cv-00375

Judge Dale A. Kimball

VIDEOTAPED DEPOSITION OF: KIRK TORGENSEN

Taken: June 17, 2016

Reported by: Kelly Sommerville, RPR

***Intermountain Court Reporters***  
***Murray, UT 84107***  
***(801) 263-1396***



1 Q. You think -- do you believe it's important  
2 to also train on that factor?

3 A. Critical.

4 Q. And you're obviously critical of the 2010  
5 policy for not including that as one of the factors  
6 that an officer should look at when making a  
7 determination on their use of force, true?

8 A. The lack of understanding what impairment  
9 brings to the --

10 Q. Yes.

11 A. Yes, it's true.

12 Q. And you, in your report, are also critical  
13 of the fact that Officer Patterson, you couldn't find  
14 any indication that he had received training with  
15 respect to alcohol and drugs being -- being an  
16 impairment and a factor that he should have been taught  
17 by Draper City?

18 A. Yeah. I looked very carefully to see if  
19 Patterson acknowledged having received any training  
20 from Draper PD with respect to any use of force issue,  
21 and there was no evidence that he had received any, and  
22 that concerned me.

23 Q. Sir, do you -- do you drink alcohol?

24 A. I do.

25 Q. Have you ever used drugs before?